

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

EPIC SYSTEMS CORPORATION,

Plaintiff,

v.

ORDER

14-cv-748-wmc

TATA CONSULTANCY SERVICES LIMITED
and TATA AMERICA INTERNATIONAL
CORPORATION d/b/a TCA America,

Defendants.

Having reviewed plaintiff's amended deposition designations (dkt. #745) and defendants' amended objections and counter-designations (dkt. #764), the court makes the following rulings as to witness: David Jones. The approved designations may be presented to the jury unless the witness is available to testify in person. **Plaintiff shall remove all objections and any other asides or discussions between counsel and/or with the court reporter, even where not noted by the court in its rulings.**

DAVID G. JONES (September 22, 2015)					
Plaintiff's Designations	Plaintiff's Amended Designations	Defendants' Objections	Defendants' Counter-Designations	Plaintiff's Objections to Counter-Designations	Rulings
35:13-37:9	Retained as to 35:13-36:22	35:25-36:3 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A) 36:5-8 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A) 36:18-21 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)			Overruled as to 35:25-36:3; sustained as to 36:18-21
39:11-40:9	Retained as to 39:19-40:9	39:19-40:4 This testimony should be struck pursuant to			Overruled

DAVID G. JONES (September 22, 2015)					
Plaintiff's Designations	Plaintiff's Amended Designations	Defendants' Objections	Defendants' Counter-Designations	Plaintiff's Objections to Counter-Designations	Rulings
		Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)			
40:11-41:8	Retained as to 40:11-13, 40:20-41:8	40:20-41:2 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)			Overruled
43:11-44:1	Retained	43:11-25 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)			Overruled as to 43:11-12; sustained as to 43:13-44:1
44:9-47:25	Retained	45:1-2 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting			Overruled at to 45-46; sustained as to 47

DAVID G. JONES (September 22, 2015)					
Plaintiff's Designations	Plaintiff's Amended Designations	Defendants' Objections	Defendants' Counter- Designations	Plaintiff's Objections to Counter- Designations	Rulings
		cumulative evidence. (Reading from Exh. 4A) 45:4-11 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A) 45:13-17 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A) 45:25-46:4 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)			

DAVID G. JONES (September 22, 2015)					
Plaintiff's Designations	Plaintiff's Amended Designations	Defendants' Objections	Defendants' Counter-Designations	Plaintiff's Objections to Counter-Designations	Rulings
		<p>46:6-10 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)</p> <p>47:1-4 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)</p> <p>47:6-10 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)</p> <p>47:12-19 This testimony should be struck pursuant to</p>			

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		Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)			
48:2-49:4	Retained	48:5-13 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)			Sustained
49:6-51:11	Retained	49:11-16 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A) 49:21-50:3 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting			Overruled as to 49:11-16; sustained as to 49:21-50:3, 50:5-11, 50:18-21, 50:23-51:4

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Plaintiff's Designations	Plaintiff's Amended Designations	Defendants' Objections	Defendants' Counter-Designations	Plaintiff's Objections to Counter-Designations	Rulings
		<p>cumulative evidence. (Reading from Exh. 4A)</p> <p>50:5-11 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)</p> <p>50:18-21 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)</p> <p>50:23-51:4 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exh. 4A)</p>			

DAVID G. JONES (September 22, 2015)					
Plaintiff's Designations	Plaintiff's Amended Designations	Defendants' Objections	Defendants' Counter-Designations	Plaintiff's Objections to Counter-Designations	Rulings
55:24-58:3	Retained as to 56:9-10, 56:16-58:3	<p>57: 3-5 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exhibit)</p> <p>57:7-12 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exhibit)</p> <p>57:17-19 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exhibit)</p> <p>57:21-23 This testimony should be struck pursuant to</p>			Overruled

DAVID G. JONES (September 22, 2015)					
Plaintiff's Designations	Plaintiff's Amended Designations	Defendants' Objections	Defendants' Counter-Designations	Plaintiff's Objections to Counter-Designations	Rulings
		Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exhibit)			
60:1-8	Retained	60:1-4 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exhibit)			Overruled
60:10-61:15	Retained	Relevance. 60:14-18 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exhibit) 60:23-61:1 This testimony should be struck pursuant to Rule 403 because it is needlessly			Overruled

DAVID G. JONES (September 22, 2015)					
Plaintiff's Designations	Plaintiff's Amended Designations	Defendants' Objections	Defendants' Counter-Designations	Plaintiff's Objections to Counter-Designations	Rulings
		presenting cumulative evidence. (Reading from Exhibit)			
61:21-62:6	Retained	Relevance; cumulative			Sustained
62:8-63:9	Retained	Relevance; cumulative			Sustained
63:22-64:5	Retained	Relevance; cumulative			Sustained
64:11-25	Retained	Relevance; cumulative			Overruled
65:9-66:6	Retained	Relevance; cumulative			Overruled
66:9-67:14	Retained	Relevance; cumulative			Overruled
70:18-72:13	Retained	Relevance; cumulative 71:13-18 This testimony should be struck pursuant to Rule 403 because it is needlessly presenting cumulative evidence. (Reading from Exhibit)			Overruled as to 70:18-71:25; sustained as to 72:1-13
73:9-21	Retained	Relevance; cumulative			Overruled
73:23-75:2	Retained as to 73:23-74:11	Relevance; cumulative			Overruled
75:22-76:18	Retained	Relevance; cumulative			Overruled
77:11-23	Retained	Relevance; cumulative			Overruled as to 77:11-17;

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					sustained as to 77:18-23
78:1-82:24	Retained as to 78:1-12, 79:9-82:24	Relevance; cumulative			Sustained as to 78:1-3; overruled as to 78:5-12
83:14-21	Retained	Relevance; cumulative			Overruled
84:4-86:3	Retained	Relevance; cumulative			Overruled
86:10-88:16	Retained	Relevance; cumulative			Overruled
88:21-25	Retained	Relevance; cumulative			Overruled
99:25-100:18	Retained	Relevance; cumulative			Overruled
106:15-107:16	Retained	Relevance; cumulative			Overruled

Entered this 1st of April, 2016.

BY THE COURT:

/s/

WILLIAM M. CONLEY
District Judge